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August 10, 2005

BY E-FILE

The Honorable Joseph J. Farnan, Jr.
United States District Court
For the District of Delaware
844 North King Street
Wilmington, Delaware 19801

Re: Frank D. Seinfeld v. Craig R. Barrett, et al.,
D. Del., C.A. 05-298-JJF

Dear Judge Farnan:

Defendants hereby submit this application for oral argument. Briefing has now been completed on defendants' motions to dismiss for failure to comply with Fed.R.Civ.P. 23.1 and for lack of subject matter jurisdiction (Dkts. 15 and 19). Briefing has also now been completed on plaintiff's motion for summary judgment (Dkt. 5). Pursuant to Local Rule 7.1.4, defendants request oral argument on the foregoing motions. Defendants respectfully submit that oral argument, if granted, should take place first on defendants' motions since they go to the subject matter jurisdiction of the Court and plaintiff's standing.

Respectfully,



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SCN/mp:693127

cc: Clerk of the Court (By E-File)
Francis G. X. Pileggi, Esquire (By E-File)